

FILED
5/8/19 4:03 pm
CLERK
U.S. BANKRUPTCY
COURT - WDPA

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:	:	Case No.:	18-23718-GLT
	:	Chapter:	13
Kenneth Leaf, Jr.	:		
	:		
	:	Date:	5/8/2019
Debtor(s).	:	Time:	10:30

PROCEEDING MEMO

MATTER: #33 - Trustee's Oral Motion to Dismiss Case
#37 - Response filed by Debtor

#16 - Contested Confirmation of Plan dated 10/15/2018 (NFC)

APPEARANCES:

Debtor: Michael S. Geisler
Trustee: Jana Pail & Ronda Winnecour

NOTES:

Geisler: I have spoken with my client and we consent to dismissal.

Court: The filing fee has not been paid, but it was included in the plan.

Pail: The plan was never confirmed. We have \$1,904 on hand and nothing has been paid out. We can pay the filing fee from those funds. There was \$2,000 paid in but the computer automatically separates the trustee fee.

Winnecour: The statute does not permit to not take out trustee fees without an order of the court. I have to take out the amount when it's paid in by the terms of the statute.

Pail: Counsel has not been paid anything under the no-look fee.

Geisler: Return the leftover funds to the debtor.

OUTCOME:

1. The chapter 13 trustee shall pay the filing fee from the first funds available on hand (Text order to issue).
2. The case is dismissed without prejudice (DB to Prepare).

DATED: 5/8/2019